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New Britain  
SUPERIOR COURT

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Short Calendar—Foreclosures

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Hon. Patty J. Pittman (P.J.)  
Hon. Robert B. Shapiro  
Hon. Edward S. Domnarski  
Hon. Linda P. Prestley  
20 Franklin Square  
9:30 A.M.

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NOTICE

CHECK AT THE INFORMATION DESK FOR COURTROOM  
ASSIGNMENT.

**SHORT CALENDAR NOTICE FOR FORECLOSURE MATTERS**

Matters may be marked “ready” by calling (860) 515-5215 or by fax (on a court-provided form which is also available on the Judicial Branch website at [www.jud.ct.gov](http://www.jud.ct.gov)) at (860) 515-5185 between 9:00 a.m. on Tuesday and no later than 4:00 p.m. on Thursday of the week preceding the Civil Short Calendar. In the event a state holiday falls on Thursday preceding the calendar, matters may be marked from 9:00 a.m. on Tuesday and no later than 5:00 p.m. on Wednesday. If a state holiday falls on Friday preceding the calendar, matters may be marked from 9:00 a.m. on Tuesday and no later than 11:00 a.m. on Thursday. Upon release of the Short Calendar Markings Entry transaction on the Judicial Branch website, markings may be submitted electronically based upon the above time periods

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except that the periods will commence upon system availability, generally 7:00 a.m. on Tuesday. Provided the matter has been marked "READY," argument will be heard on the day scheduled for short calendar on the following motions: "As of Right" motions listed in P.B. § 11-18 including Motions for Judgment of Foreclosure, Deficiency Judgments, Motions to Approve Committee Sale, Deed, Report, Expenses and Fees, Motions to Open Judgment, Motions for Protection from Foreclosure, and Motions for Judgment on the Mortgage Note.

It shall be at the Court's discretion to accept a "TAKE PAPERS" marking on an "As of Right" motion; those matters for which argument is deemed unnecessary will be taken on the papers while those motions for which argument is required by the Court will be scheduled for a hearing at a later date. The clerk will notify the parties of the hearing date by mail.

Any "Not As of Right" motion which has printed with an "As of Right" motion may be marked "TAKE PAPERS" or, if oral argument is requested pursuant to P.B. § 11-18, it may be marked "READY." If the "Not as of Right" motion is marked "READY" in conjunction with the "As of Right" motion, the Court will hear the matter on the day scheduled for short calendar. If only the "Not As of Right" motion has been marked "READY," the judge will determine whether oral argument is necessary. If oral argument is necessary, a hearing will be scheduled and the clerk will notify the parties of the hearing date by mail. Those matters for which argument is deemed unnecessary will be decided on the papers.

- An Affidavit of Appraisal should be submitted in lieu of testimony except where fair market value is contested. In the case of deficiency judgments, the appraiser shall testify if the appraisal is lower than the fair market value found at the date of judgment or if the fair market value is contested.

- The following originals should be submitted at the hearing on Motion for Judgment of Strict Foreclosure or Motion for Judgment of Foreclosure by Sale: Mortgage Note and Deed (or Affidavit of Loss), Appraisal Report, Affidavit of Debt with updated computation of the debt to day of judgment, and any necessary military affidavits.

- Opposing parties contesting value must file a Notice of Intent to Argue at least 3 days prior to hearing and must certify copies to all counsel and pro se parties of record.

- After a Foreclosure by Sale, the Motion for Supplemental Judgment is to be filed with a copy of the proposed judgment. If supplemental judgment disbursement is held by the clerk, the debt should be calculated to date of disbursement. No appearance should be necessary for a Motion for Supplemental Judgment.

- The Plaintiff shall file an appropriate affidavit indicating compliance with C.G.S. § 8-265dd (the Emergency Mortgage Assistance Payment Program).

- Defaults will not be granted at the time of judgment unless such motions have been filed pursuant to P.B. § 17-20 (Failure to Appear), P.B. § 17-32 (Failure to Plead), and P.B. § 13-19 (No Disclosure of Defense) and there has been compliance with the notice requirements as prescribed in the respective rules. Defaults for Failure to Appear, except as provided in P. B. § 17-23 through 17-30, and Defaults for Failure to Plead will be granted by the clerk. Defaults for Failure to Disclose a Defense will only be placed on the short calendar or heard after compliance with the notice requirements prescribed in P.B. § 10-12 through 10-17.

Discharges of mechanic's liens, are exempt from the mark "ready" requirement. When appearing for the first time on short calendar, unless the defendant has not appeared or an agreement can be reached, the following procedure will apply:

1. The case will be marked over.

2. The parties must file an offer of proof (written summary of the testimony of each witness offered to prove facts in issue) to the court and each other within one week from the date of the first short calendar date.

3. Cases appearing on the short calendar, after exchanging offers of proof, will be heard on factual issues determined by the court to be in dispute and subject to the availability of the court to hear the matter.

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